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Engineers and Land Surveyors on  
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JOHN J. HOFFMAN  
ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law, 5th Floor  
124 Halsey Street  
P.O. Box 45029  
Newark, NJ 07101  
Attorney for the New Jersey State Board  
of Professional Engineers and Land Surveyors

By: B. Michelle Albertson  
Deputy Attorney General  
Tel. (973) 648-7297

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF PROFESSIONAL ENGINEERS  
AND LAND SURVEYORS

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
EUGENE E. BRANDT, P.E.	:	CONSENT ORDER
License No. 24GE03889800	:	OF VOLUNTARY SURRENDER
	:	OF LICENSURE
TO PRACTICE AS A PROFESSIONAL	:	
ENGINEER IN THE STATE OF NEW JERSEY	:	

THIS MATTER was opened to the New Jersey State Board of Professional Engineers and Land Surveyors ("Board") upon receipt of information that on or about October 3, 2014, a "Judgment of Conviction and Order for Commitment" was entered in the Superior Court of New Jersey, Monmouth County, in connection with the criminal conviction of the Respondent, Eugene E. Brandt, P.E., for

violation of N.J.S.A. 2C:20-3A, theft by unlawful taking, a second degree crime.

More specifically, at the time of entry of his guilty plea on July 28, 2014, Respondent testified that he was one of three partners of Engineered Design Works, an engineering firm, and was entitled to share equally in profits. However, Respondent further testified that between April 2005 and June 2009, he made additional distributions to himself in the amount of \$259,058.03 with the intent to deprive the other two partners of their profits. As of the entry of his guilty plea, Respondent had re-paid approximately \$51,000.00.

As a result of his criminal conviction, Respondent was sentenced to prison for five (5) years and ordered to pay restitution of \$207,758.03, together with other terms and conditions. On or about March 11, 2015, Respondent was released from prison and entered into the Intensive Supervision Program ("ISP") with conditions and limitations.

Finally, on or about April 12, 2014 Respondent answered "no" on his 2014-16 biennial renewal application to the question: "Since your last renewal have you been arrested, charged or convicted of any crime or offense that you have not already reported to your board/committee? (Minor traffic offenses, such as speeding or parking need not be provided but Motor Vehicle offenses such as driving while impaired or intoxicated must be disclosed.)"

Respondent's response was inaccurate because he was arrested on November 14, 2013 and had not reported it to the Board prior to answering this question.

As a result of the foregoing, the Board has determined that Respondent's criminal conviction provides a basis to take disciplinary action against his license to practice as a professional engineer in the State of New Jersey pursuant to N.J.S.A. 45:1-21(f). Additionally, Respondent's misrepresentation on his 2014-16 biennial renewal application provides a basis to take disciplinary action against his license to practice as a professional engineer in the State of New Jersey pursuant to N.J.S.A. 45:1-21(b).

IT NOW APPEARING that the parties wish to resolve this matter without recourse to formal proceedings and, accordingly, Respondent now seeks leave to voluntarily surrender his license to practice as a professional engineer in the State of New Jersey to be deemed a revocation of license; and that the Respondent hereby waives any right to a hearing in this matter; and the Board finding the within Order adequately protects the public's health, safety and welfare; and for good cause shown;

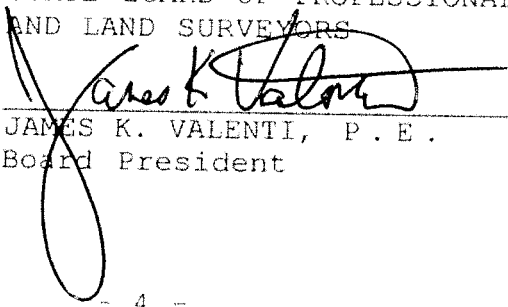
IT IS ON THIS 23<sup>rd</sup> day of May, 2016, ORDERED AND AGREED THAT Respondent shall immediately surrender his license to practice as a professional engineer in the State of New Jersey, to

be deemed a revocation of license, with a bar to re-application for a minimum of five (5) years from the date of this Consent Order.

IT IS **FURTHER ORDERED** that in the event Respondent seeks to re-apply for a license to practice as a professional engineer in the State of New Jersey, then Respondent shall submit an application to the Board and meet all minimum requirements for licensure. Thereafter, Respondent shall appear before the Board (or a Committee thereof) and has the burden to demonstrate fitness to practice, including successful completion of the required continuing professional competency credits within two (2) years of submission of his application; provide proof that he has fully complied with, and has had no violation of, the terms of the "Judgment of Conviction and Order for Commitment"; and provide proof that he has fully complied with, and has had no violation of, the terms, conditions and/or limitations of the Intensive Supervision Program. Additionally, the Board reserves the right to place restrictions and/or limitations upon Respondent's license to practice as a professional engineer in the State of New Jersey based upon an evaluation of his fitness to practice and compliance with the terms of this Consent Order.

STATE BOARD OF PROFESSIONAL ENGINEERS  
AND LAND SURVEYORS

By:

  
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JAMES K. VALENTI, P.E.  
Board President